

REMARKS

35 U.S.C. §103 CLAIM REJECTIONS

Claims 1-5, 7-8 and 10-11 are rejected under 35 U.S.C. §103(a) as being unpatentable over Qureshi et al. (USPN 6,456,305).

Independent claims 1, 10 and 11 have been amended to show the distinctions between the present invention and Qureshi et al. more clearly.

It is respectfully submitted that Qureshi et al. teaches a display system and method of controlling said system utilizing a display window. The display window is a virtual display screen that is basically not the same as a screen of a display unit (for example, a portable display system's monitor) as in the applicant's display system. The document data taught by Qureshi et al. are HTML documents including a set of markup elements, most elements having a start tag and an end tag. The content is a combination of text and nested markup elements. Namely, the markup elements (the tags enclosed in angle brackets) contained in the document data of Qureshi et al. only relate to positional information of text data elements. It appears that the markup elements of Qureshi et al. only relate to positional information of text data elements. It appears that the markup elements of Qureshi et al. are different from the applicant's claimed layout information which is comprised of data element identifiers, data element positions and page format data.

According to the display system and display control method of the applicant's claimed invention, the display layout of the display unit is based on the detected display specification data and the detected layout data. The layout data, integrally stored with the document data, contains the layout information comprised of data element identifiers, data element positions and page format data. Therefore, the display system and display control method of the applicant's claimed invention may be effective in improving the document displaying capabilities and the portability even when the document is displayed on the monitor of the portable display system.

Qureshi et al. fails to disclose or suggest controlling a display layout of the display unit based on the detected display specification data and the detected layout data, so that the display layout is appropriate for the document data when being displayed on the display unit as recited in the amended independent claims 1, 10 and 11.

Thus, for the reasons stated above, amended independent claims 1, 10 and 11 are submitted to be allowable rejected under 35 U.S.C. §103(a) and to be patentable over Qureshi et al. (USPN 6,456,305). Since claims 2-5 and 7-8 depend from amended claim 1, claims 2-5 and 7-8 are submitted to be allowable under 35 U.S.C. §103(a) and to be patentable over Qureshi et al. (USPN 6,456,305) for at least the reasons that amended claim 1 is submitted to be allowable.

Claims 6 and 9 are rejected under 35 U.S.C. §103(a) as being unpatentable over Qureshi et al. (USPN 6,456,305) in view of Iwamura et al. (USPN 6,388,684).

It is respectfully submitted, as cited in the Office Action, that Iwamura et al. teaches displaying a calculated target region to be enlarged and the original image on the display screen. However, Iwamura does not disclose or suggest the above-cited features of the applicant's claimed invention (see amended claim 1, for example).

In addition, it is respectfully submitted that there is no teaching or suggestion of combining the teachings of Qureshi et al. and Iwamura et al. It is respectfully submitted that the courts have held that the Examiner may not suggest modifying references using the present invention as a template absent a suggestion of the desirability of the modification in the prior art. *In re Fitch*, 23 U.S.P.Q.2d 1780, Fed Cir. 1992. Something in the prior art as a whole must suggest the desirability, and thus, the obviousness, of making the combination. *Alco Standard Corp. v. Tennessee Valley Authority*, 808 F. 2d 1490, 1 U.S.P.Q. 2d 1337 (Fed. Cir. 1986). When a rejection depends on a combination of prior art references, there must be some teaching, suggestion or motivation to combine the references. *In re Geiger*, 815 F.2d 686, 688 2 U.S.P.Q.2d 1276, 1278 (Fed. Cir. 1987). Hence, it is respectfully submitted that claims 6 and 9 are not individually taught by Qureshi et al. or Iwamura et al., and said references may not be combined since there is no teaching or suggestion to do so. Thus, claims 6 and 9 are submitted to be allowable under 35 U.S.C. §103(a) and to be patentable over the cited prior art.

In addition, amended claim 1 is submitted to be allowable over Qureshi et al. under 35 U.S.C. §103(a) as recited above. Also, amended claim 1 is submitted to be allowable over Iwamura et al. since it is submitted that Iwamura et al. fails to teach applicant's claimed layout information which is comprised of data element identifiers, data element positions and page format data. Hence, it is respectfully submitted that amended claim 1 is not individually taught by Qureshi et al. or Iwamura et al., and said references may not be combined since there is no teaching or suggestion to do so. Thus, amended claim 1 is submitted to be allowable under 35 U.S.C. §103(a) and to be patentable over Qureshi et al. (USPN 6,456,305) in view of Iwamura et al. (USPN 6,388,684). Thus, claims 6 and 9, which depend from amended claim 1, are submitted

to be allowable under 35 U.S.C. §103(a) and to be patentable over Qureshi et al. (USPN 6,456,305) in view of Iwamura et al. (USPN 6,388,684) for at least the reasons that amended claim 1 is submitted to be allowable over same.

CONCLUSION

In accordance with the foregoing, claims 1, 10 and 11 have been amended. No claims have been cancelled. Claims 1-11 are pending and under consideration.

There being no further outstanding objections or rejections, it is submitted that the application is in condition for allowance. An early action to that effect is courteously solicited.

Finally, if there are any formal matters remaining after this response, the Examiner is requested to telephone the undersigned to attend to these matters.

If there are any additional fees associated with filing of this Amendment, please charge the same to our Deposit Account No. 19-3935.

Respectfully submitted,

STAAS & HALSEY LLP

Date: December 29, 2003

By: Darleen J. Stockley
Darleen J. Stockley
Registration No. 34,257

1201 New York Avenue, NW, Suite 700
Washington, D.C. 20005
Telephone: (202) 434-1500
Facsimile: (202) 434-1501